

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION**

DEBBIE DUHON, ET AL.

CASE NO. 2:19-CV-00929

VERSUS

JUDGE JAMES D. CAIN, JR.

LOWES HOME CENTERS LLC, ET AL.

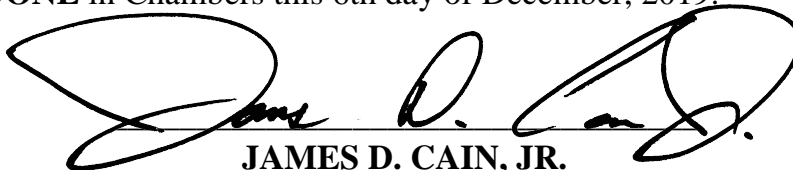
MAGISTRATE JUDGE KAY

JUDGMENT

For the reasons stated in the Report and Recommendation [doc. 12] of the Magistrate Judge previously filed herein and after an independent review of the record, a *de novo* determination of the issues, and consideration of the objections filed herein, and having determined that the findings are correct under applicable law;

IT IS ORDERED that the Motion to Remand filed by plaintiffs Debbie Duhon and Albert Duhon [doc. 7] be **DENIED**. With this denial, however, the court allows plaintiffs an additional **60 days** to conduct jurisdictional discovery into the identity of the delivery driver. If the driver's identity can be discovered in that time, plaintiffs may seek leave to amend the complaint to add the driver as a defendant and then, if appropriate, move to remand the case based on that party's impact on diversity jurisdiction. Lowe's is ordered to cooperate fully and promptly with all discovery requests on this subject.

THUS DONE in Chambers this 6th day of December, 2019.

A handwritten signature in black ink, appearing to read 'James D. Cain, Jr.', is written over a horizontal line.

**JAMES D. CAIN, JR.
UNITED STATES DISTRICT JUDGE**